IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 27575 of 1997

Between:

M/s. Venkata Ramana Rice Mill,

Banapuram village, Mudigonda Mandal, Khammam District,

Rep. by its Proprietor, B.Venkateshwarlu, S/o Madhusudan Rao.

..... PETITIONER

AND

1. Electricity Revenue Officer, (E.R.O), Khammam Rural, APSEB, Khammam Rural.
2. A.E.O., APSEB, Mudigonda, Khammam District.
3. Superintending Engineer, Assessments, APSEB, D.No.6-3-347/17/11-A, Dwarakapuri colony, Panjagutta, Hyderabad-482.
4. Chief Engineer, Electricity, Warangal zone, APSEB, Subedari, Postal Colony, Hanamkonda, Warangal-506 010.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction particularly a writ in the nature of Mandamus:

i. declaring the action of the respondent authorities in demanding payment of interest on Rs.95,165-25 ps. Pending adjudication

before the 4th respondent, as arbitrary, illegal, violative of Articles 14, 21 and 300-A of the Constitution of India and without jurisdiction.

Counsel for the Petitioner: MR.A.SUDERSHAN REDDY

Counsel for the Respondents: SMT.M.VINOBHA DEVI

The Court made the following:

ORDER:

Heard both sides.

The main grievance of the petitioner in this writ petition is against non-granting of any orders pending the appeal, which was filed against the final assessment. This Court has granted interim directions of stay on 23.10.1997 and the same are still in operation. However, having regard to the fact that the appeal was pending at the relevant point of time, it is not necessary to go into the merits of the case.

Accordingly, the writ petition is disposed of directing the appellate authority to dispose of the appeal filed by the petitioner expeditiously, if not already disposed of. No costs.

16.12.2004

VGB

To

1. The Electricity Revenue Officer, (E.R.O), Khammam Rural, APSEB, Khammam Rural.
2. The A.E.O., APSEB, Mudigonda, Khammam District.
3. Superintending Engineer, Assessments, APSEB, D.No.6-3-347/17/11-A, Dwarakapuri colony, Panjagutta, Hyderabad-482.
4. Chief Engineer, Electricity, Warangal zone, APSEB, Subedari, Postal Colony, Hanamkonda, Warangal-506 010.
5. 2 CD copies.